

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

December 13, 1956
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

Roll call:

Present: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Absent: None

Present also: W. Terrell Blodgett, Assistant City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works.

Invocation was delivered by REV. JOHN Wm. LANCASTER, First Southern Presbyterian Church, 200 East 8th Street.

Councilman Pearson moved that the Minutes of December 6th, and of December 4th (Meeting on Auditorium) be approved. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves the property situated on the north side of East 4th Street as a private gasoline plant consisting of three 3000 gallon underground diesel fuel tanks and one 2000 gallon underground gasoline tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, which property is owned by the Kerrville Bus Company, Inc., and is 183 x 293 feet of the Herman Becker Tract, Outlot 7, Division 0, of the City of Austin, Travis County, Texas, and hereby authorizes the said Kerrville Bus Company, Inc. to operate a private gasoline plant consisting of three 3000 gallon underground diesel fuel tanks and one 2000 gallon underground gasoline tank and electric pump for the sole purpose of servicing their own motor equipment, and from which

no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Kerrville Bus Company, Inc. has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas
December 13, 1956

"Mr. W. T. Williams, Jr.
City Manager
Austin, Texas

"Dear Sir:

"I, the undersigned, have considered the application of the Kerrville Bus Company, Inc., through their manager, H. A. Mathews, for permission to operate a private gasoline plant consisting of three 3000 gallon diesel fuel tanks and one 2000 gallon underground gasoline tank and electric pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the north side of East 4th Street, which property is designated as 183 x 293 feet of the Herman Becker Tract, Outlot 7, Division O, in the City of Austin, Travis County, Texas, and locally known as 2006 East 4th Street.

"This property is located in a "D" Industrial District and I recommend that this permit be granted subject to the following conditions:

"(1) That the gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the Ordinance governing the storage and handling of gasoline.

"(2) That all tanks and pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of unloading or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street or alley.

"(3) That "NO SMOKING" signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gasoline is handled or stored.

"(4) That all fees shall be paid and a permit secured from the Building Inspector's Office before any installation work is started, and that no equipment shall be placed in operation until after final inspection and approval of same.

"Respectfully submitted,
(Sgd) J.C.Eckert, Building Inspector"

The motion, seconded by Councilman White, carried by the following vote:
 Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement for public utilities, being two strips of land each being five (5.00) feet in width, being out of and a part of Lot 20, and Lot 19, Block C, Willow Brook Addition, said Willow Brook Addition being a subdivision of a portion of the Thomas Hawkins Survey No. 9, was dedicated to the public on a map or plat of said Willow Brook Addition of record in Book 4 at page 259 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owner of the hereinafter described premises has requested that said public utility easement located thereon be released; and,

WHEREAS, the hereinafter described portions of said easement area are not now needed for public utilities and hereafter will not be required by the City of Austin, SAVE and EXCEPT the North thirty-five (35.00) feet of the said East five (5.00) feet of Lot 20 and the North thirty-five (35.00) feet of the said West five (5.00) feet of Lot 19, Willow Brook Addition, in the City of Austin, Travis County, Texas; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute a release of the public utility easement located on the hereinafter described premises:

- (1) The East five (5.00) feet of Lot 20, Block C of Willow Brook Addition, save and except the North thirty-five (35.00) feet of the said East five (5.00) feet of the said Lot 20; and
- (2) The West five (5.00) feet of Lot 19, Block C of Willow Brook Addition, save and except the North thirty-five (35.00) feet of the said West five (5.00) feet of said Lot 19.

The motion, seconded by Councilman Long, carried by the following vote:
 Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

Councilman White introduced the following ordinance and moved that it be published in accordance with Article 1, Section 6 of the City Charter:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 8.41 ACRES OF LAND, SAME BEING A PORTION OF THE PAUL PFEIFER ADDITION, A SUBDIVISION OF A PORTION OF THE SANTIAGO DEL VALLE GRANT IN TRAVIS COUNTY, TEXAS,

WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The motion, seconded by Councilman Long carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the first and Councilman White moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Mayor Miller brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 0.82 OF ONE ACRE OF LAND, SAME BEING OUT OF AND A PART OF THE J. C. TANNEHILL LEAGUE IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the second time and Councilman White moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The City Attorney had a request from Mr. Flournoy, owner of property across the Williamson Creek Bridge, that this property be annexed. It is not adjacent to the present city limits. He wants to sell it. He is getting water from a water district. The Council wanted more information. The Mayor stated it may complicate the agreement with the Water District. Action was postponed until the man came in to show good reasons why it should be annexed.

Discussion was held on deannexing some property on the Manchaca Road. The City Attorney advised against such. It was the thinking of the members that more care was going to have to be taken on annexing small parcels, as had been the custom to take care of city employees living just outside the city limits.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southern Union Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in

the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Southern Union Gas Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in NAVASOTA STREET, from East 5th Street Alley to E. 5th Street, the centerline of which gas main shall be 21 feet west of and parallel to the east property line of said NAVASOTA STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(2) A gas main in MANSELL AVENUE, from Reyes Street northerly 91 feet, the centerline of which gas main shall be $6\frac{1}{2}$ feet west of and parallel to the east property line of said MANSELL AVENUE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(3) A gas main in REYES STREET from Mansell Avenue (N) to Mansell Avenue (S), the centerline of which gas main shall be $6\frac{1}{2}$ feet south of and parallel to the north property line of said REYES STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(4) A gas main in GROVER AVENUE, from Alegria Road southerly 144 feet, the centerline of which gas main shall be $6\frac{1}{2}$ feet west of and parallel to the east property line of said GROVER AVENUE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(5) A gas main in SOUTH 5TH STREET, from a point 368 feet south of Cumberland Road southerly 141 feet, the centerline of which gas main shall be $6\frac{1}{2}$ feet west of and parallel to the east property line of said SOUTH 5TH STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(6) A gas main in OLD McNEIL ROAD from a point 566 feet south of McNeil Road or F. M. Road 1325, southerly 522 feet, the centerline of which gas main shall be $13\frac{1}{2}$ feet west of and parallel to the east property line of said OLD McNEIL ROAD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(7) A gas main in McNEIL ROAD or F. M. Road #1325, from a point 790 feet south of the T. & N. O. R. R. siding track northerly 819 feet, the centerline of which gas main shall be 7 feet west of and parallel to the east property line of said McNEIL ROAD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

THE Southern Union Gas Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Southern Union Gas Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the Department of Public Works not less than three (3) days before such information if required. The Southern Union Gas Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager and under all the pertinent terms and conditions of the certain franchises granted to said company by the City of Austin.

The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

The City Manager submitted the following:

"Bids on 795 MCM ACSR Aluminum Wire
105,275 lbs, 795 MCM (26/7) ACSR Bare Wire. The following Bids received:

<u>NAME OF BIDDER</u>	<u>TOTAL BID</u>	<u>MFG. OF WIRE</u>
C. E. McGee	\$35,267.13	Paranite
Sterett Supply Co.	36,098.79	Southern Wire
Westinghouse Electric Supply	37,267.35	Kaiser
South Wire Company	37,267.35	South Wire
Graybar	37,081.01	Alcoa
Southern Electric Supply Co.	37,267.35	Reynolds
Priester Supply Company	35,267.12	Anaconda
Walter Tips	36,894.68	Kaiser
G. E. Supply Company	35,003.94	South Wire
Williamson Sales Company	37,267.35	Reynolds

Central Cable Corp.	37,267.35	Central Cable
Nelson Electric Company	35,267.12	Paranite
U. S. Rubber Co.	No bid	

"Recommend low bidder, G. E. Supply Company of Austin be awarded order.

City Manager"

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on December 5, 1956, for the purchase of 105,275 lbs. 795 MCM (26/7) ACSR Bare Wire; and,

WHEREAS, the bid of G. E. Supply Company in the sum of \$35,003.94 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of G. E. Supply Company in the sum of \$35,003.94 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with G. E. Supply Company.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

MAYOR MILLER asked that the City Manager, and the Assistant City Manager get some figures on the rates for the Auditorium, allowing for 150 days, and figuring out the concession rates, and operating costs, and recommend a rate on these conventions. As to setting prices on other organizations, the Mayor wanted to have meetings with them and see what could be worked out. He set the first meeting after the first of January (January 3) as a time to set rates for conventions and trade shows; then hear the local organizations. Councilman Pearson suggested keeping the rates simple and firm.

The Council informally agreed that the Mayor negotiate with WADE, BARTON & MARSH with reference to the continuous audit. Councilmen Long and Pearson suggested that consideration be given to passing the audit around, say every four years or so.

The Mayor announced that the Council would meet on Wednesday, December 26th instead of Thursday, December 27th.

There being no further business Councilman Long moved that the Council adjourn subject to the call of the Mayor. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Council adjourned at 10:40 A.M.

APPROVED

Tom Miller

Mayor

ATTEST:

Elsie Hoosley
City Clerk